In re REFCO, INC. SECURITIES LITIGATION  This Document Relates To:  This Document Relates To:  This Document Relates To:  X  X  X  X  X  X  X  X  X  X  X  X  X	UNITED STATES DISTRICT COURT SOUTHERN DISTRICT OF NEW YORK	**		
KENNETH M. KRYS and CHRISTOPHER  STRIDE, as JOINT OFFICIAL LIQUIDATORS of SPHINX LTD., SPHINX STRATEGY FUND LTD.;  SPHINX PLUS SPC LTD., SPHINX DISTRESSED LTD., SPHINX MERGER ABBITRAGE LTD., SPHINX SPECIAL STUATIONS LTD., SPHINX MACRO LTD.; SPHINX LONG/SHORT EQUITY LTD.; SPHINX MANAGED FUTURES LTD.; SPHINX EQUITY MARKET NEUTRAL LTD.; SPHINX CONVERTIBLE ARBITRAGE LTD.; SPHINX CONVERTIBLE ARBITRAGE LTD.; SPHINX DISTRESSED FUND SPC; SPHINX MERGER ARBITRAGE FUND SPC; SPHINX MERGER ARBITRAGE FUND SPC; SPHINX MERGER ARBITRAGE FUND SPC; SPHINX MACRO FUND SPC; SPHINX LONG/SHORT EQUITY FUND SPC; SPHINX LONG/SHORT EQUITY FUND SPC; SPHINX LONG/SHORT EQUITY FUND SPC; SPHINX ERBITRAGE FUND SPC; SPHINX FIXED INCOME ARBITRAGE FUND SPC; PLUSFUNDS MANAGED ACCESS FUND SPC; LTD.; KENNETH M. KRYS and CHRISTOPHER STRIDE as assignees of claims assigned by MIAMI CHILDREN'S HOSPITAL FOUNDATION, OFI, GREEN & SMITH INVESTMENT MANAGEMENT LLC, THALES FUND MANAGEMENT LLC, KELLNER DILEO & CO., LLC, MARTINGALE ASSET MANAGEMENT LLC, KELLNER DILEO & CO., LLC, MARTINGALE ASSET MANAGEMENT LLC, CREIN & MANAGEMENT LLC, REINDURANCE COMPANY, DEUTSCHE BANK (SUISSE) SA, ARAB MONETARY FUND, HANSARD	In re REFCO, INC. SECURITIES LITIGATION	:	Case No. 07-md-1902 (GEL)	
KENNETH M. KRYS and CHRISTOPHER STRIDE, as JOINT OFFICIAL LIQUIDATORS of SPHINX LTD., SPHINX STRATEGY FUND LTD.; SPHINX PLUS SPC LTD., SPHINX DISTRESSED LTD., SPHINX MERGER ARBITRAGE LTD.; SPHINX MACRO LTD.; SPHINX LONG/SHORT EQUITY LTD.; SPHINX MANAGED FUTURES LTD.; SPHINX EQUITY MARKET NEUTRAL LTD.; SPHINX CONVERTIBLE ARBITRAGE LTD.; SPHINX CONVERTIBLE ARBITRAGE LTD.; SPHINX DISTRESSED FUND SPC; SPHINX MACRO DISTRESSED FUND SPC; SPHINX MACRO FUND SPC; SPHINX LONG/SHORT EQUITY FUND SPC; SPHINX LONG/SHORT EQUITY FUND SPC; SPHINX LONG/SHORT EQUITY FUND SPC; SPHINX MANAGED FUTURES FUND SPC; SPHINX EQUITY MARKET NEUTRAL FUND SPC; SPHINX CONVERTIBLE ARBITRAGE FUND SPC; SPHINX FIXED INCOME ARBITRAGE FUND SPC; PLUSFUNDS MANAGED ACCESS FUND SPC; PLUSFUNDS MANAGEMENT LLC, THALES FUND MANAGEMENT LLC, KELLNER UILCO & CO., LLC, MARTINGALE ASSET MANAGEMENT LLC, CRNHOLD & S. BLEICHROEDER ADVISERS LLC, PICTET & C. COMPANY, DEUTSCHE BANK (SUISSE) SA, ARAB MONETARY FUND, HANSARD	This Document Relates To:			
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STRIDE, as JOINT OFFICIAL LIQUIDATORS of SPHINX LTD., SPHINX STRATEGY FUND LTD.; SPHINX PLUS SPC LTD., SPHINX DISTRESSED LTD., SPHINX MERGER ARBITRAGE LTD.; SPHINX MERGER ARBITRAGE LTD.; SPHINX MERGER SPHINX LONG/SHORT EQUITY LTD.; SPHINX MANAGED FUTURES LTD.; SPHINX EQUITY MARKET NEUTRAL LTD.; SPHINX CONVERTIBLE ARBITRAGE LTD.; SPHINX DISTRESSED FUND SPC; SPHINX MERGER ARBITRAGE FUND SPC; SPHINX MERGER SITUATIONS FUND SPC; SPHINX MERGER ARBITRAGE FUND SPC; SPHINX MERGER FUND SPC; SPHINX LONG/SHORT EQUITY FUND SPC; SPHINX MANAGED FUTURES FUND SPC; SPHINX MANAGEMENT LLC, THALES FUND MANAGEMENT LLC, KELLNER FUND MANAGEMENT LLC, CRUND MANAGEMENT LLC, RICTET & CUCK, RGA AMERICA REINSURANCE COMPANY, DEUTSCHE BANK (SUISSE) SA, ARAB MONETARY FUND, HANSARD		·A		
of SPHINX LTD., SPHINX STRATEGY FUND LTD.;  SPHINX PLUS SPC LTD., SPHINX  DISTRESSED LTD., SPHINX MERGER  ARBITRAGE LTD., SPHINX MERGER  ARBITRAGE LTD., SPHINX MACRO LTD.;  SPHINX LONG/SHORT EQUITY LTD.;  SPHINX MANAGED FUTURES LTD.; SPHINX  CONVERTIBLE ARBITRAGE LTD.; SPHINX  FIXED INCOME ARBITRAGE LTD.; SPHINX  CONVERTIBLE ARBITRAGE LTD.; SPHINX  ISTUATIONS FUND SPC; SPHINX MERGER  ARBITRAGE FUND SPC; SPHINX MACRO  FUND SPC; SPHINX LONG/SHORT EQUITY  FUND SPC; SPHINX MANAGED FUTURES  FUND SPC; SPHINX MANAGED FUTURES  FUND SPC; SPHINX EQUITY MARKET  BUTTAL FUND SPC; SPHINX  CONVERTIBLE ARBITRAGE FUND SPC;  SPHINX FIXED INCOME ARBITRAGE FUND  SPC; LUSFUNDS MANAGED ACCESS FUND  SPC; LUSFUNDS MANAGED ACCESS FUND  SPC; LTD.; KENNETH M. KRYS and  CHRISTOPHER STRIDE as assignees of claims  assigned by MIAMI CHILDREN'S HOSPITAL  FOUNDATION, OFI, GREEN & SMITH  INVESTMENT MANAGEMENT LLC, THALES  FUND MANAGEMENT LLC, KELLNER  DILEO & CO., LLC, MARTINGALE ASSET  MANAGEMENT LLC, ARNHOLD & S.  BLEICHROEDER ADVISERS LLC, PICTET & CIE, RGA AMERICA REINSURANCE  COMPANY, DEUTSCHE BANK (SUISSE) SA,  ARAB MONETARY FUND, HANSARD		•		
LTD.; SPHINX PLUS SPC LTD., SPHINX DISTRESSED LTD., SPHINX MERGER ARBITRAGE LTD.; SPHINX MERGER STUATIONS LTD., SPHINX MACRO LTD.; SPHINX LONG/SHORT EQUITY LTD.; SPHINX MANAGED FUTURES LTD.; SPHINX EQUITY MARKET NEUTRAL LTD.; SPHINX CONVERTIBLE ARBITRAGE LTD.; SPHINX FIXED INCOME ARBITRAGE LTD.; SPHINX DISTRESSED FUND SPC; SPHINX MERGER ARBITRAGE FUND SPC; SPHINX MERGER ARBITRAGE FUND SPC; SPHINX MACRO FUND SPC; SPHINX LONG/SHORT EQUITY FUND SPC; SPHINX LONG/SHORT EQUITY FUND SPC; SPHINX MANAGED FUTURES FUND SPC; SPHINX EQUITY MARKET NEUTRAL FUND SPC; SPHINX CONVERTIBLE ARBITRAGE FUND SPC; SPHINX FIXED INCOME ARBITRAGE FUND SPC; LTD.; KENNETH M. KRYS and CHRISTOPHER STRIDE as assignees of claims assigned by MIAMI CHILDREN'S HOSPITAL FOUNDATION, OFI, GREEN & SMITH INVESTMENT MANAGEMENT LLC, THALES FUND MANAGEMENT LLC, KELLNER DILEO & CO., LLC, MARTINGALE ASSET MANAGEMENT LP, LONGACRE FUND MANAGEMENT LP, LONGACRE FUND MANAGEMENT LLC, ARRHOLD & S. BLEICHROEDER ADVISERS LLC, PICTET & CIE, RGA AMERICA REINSURANCE COMPANY, DEUTSCHE BANK (SUISSE) SA, ARAB MONETARY FUND, HANSARD	7		Case No. 08-cy-3065 (GFL)	
SPHINX PLUS SPC LTD., SPHINX Case No. 08-cv-3086 (GEL)  DISTRESSED LTD., SPHINX MERGER  ARBITRAGE LTD.; SPHINX SPECIAL  SITUATIONS LTD., SPHINX MACRO LTD.;  SPHINX LONG/SHORT EQUITY LTD.;  SPHINX MANAGED FUTURES LTD.; SPHINX  EQUITY MARKET NEUTRAL LTD.; SPHINX  CONVERTIBLE ARBITRAGE LTD.; SPHINX  DISTRESSED FUND SPC; SPHINX MERGER  ARBITRAGE FUND SPC; SPHINX MERGER  ARBITRAGE FUND SPC; SPHINX MACRO  FUND SPC; SPHINX LONG/SHORT EQUITY  FUND SPC; SPHINX MANAGED FUTURES  FUND SPC; SPHINX MANAGED ACCESS FUND  SPC; LUSFUNDS MANAGED ACCESS FUND  SPC; LUSF			Case 140. 00-07-3003 (GEL)	
DISTRESSED LTD., SPHINX MERGER  ARBITRAGE LTD.; SPHINX SPECIAL  SITUATIONS LTD., SPHINX MACRO LTD.;  SPHINX LONG/SHORT EQUITY LTD.;  SPHINX MANAGED FUTURES LTD.; SPHINX  EQUITY MARKET NEUTRAL LTD.; SPHINX  EQUITY MARKET NEUTRAL LTD.; SPHINX  CONVERTIBLE ARBITRAGE LTD.; SPHINX  CONVERTIBLE ARBITRAGE LTD.; SPHINX  FIXED INCOME ARBITRAGE LTD.; SPHINX  ATTEMPTED OF SERVICE  DISTRESSED FUND SPC; SPHINX MERGER  ARBITRAGE FUND SPC; SPHINX SPECIAL  SITUATIONS FUND SPC; SPHINX MACRO  FUND SPC; SPHINX LONG/SHORT EQUITY  FUND SPC; SPHINX EQUITY MARKET  NEUTRAL FUND SPC; SPHINX  CONVERTIBLE ARBITRAGE FUND SPC;  SPHINX FIXED INCOME ARBITRAGE FUND  SPC; PLUSFUNDS MANAGED ACCESS FUND  SPC; PLUSFUNDS MANAGED ACCESS FUND  SPC; PLUSFUNDS MANAGED ACCESS FUND  SPC; LTD.; KENNETH M. KRYS and  CHRISTOPHER STRIDE as assignees of claims  assigned by MIAMI CHILDREN'S HOSPITAL  FOUNDATION, OFI, GREEN & SMITH  INVESTMENT MANAGEMENT LLC, THALES  FUND MANAGEMENT LLC, KELLNER  DILEO & CO., LLC, MARTINGALE ASSET  MANAGEMENT LP, LONGACRE FUND  MANAGEMENT LP, LONGACRE FUND  MANAGEMENT LLC, ARNHOLD & S.  BLEICHROEDER ADVISERS LLC, PICTET &  CCE, RGA AMERICA REINSURANCE  COMPANY, DEUTSCHE BANK (SUISSE) SA,  ARAB MONETARY FUND, HANSARD	·	:	Case No. 08-cy-3086 (GFL)	
ARBITRAGE LTD.; SPHINX SPECIAL SITUATIONS LTD., SPHINX MACRO LTD.; SPHINX LONG/SHORT EQUITY LTD.; SPHINX MANAGED FUTURES LTD.; SPHINX EQUITY MARKET NEUTRAL LTD.; SPHINX CONVERTIBLE ARBITRAGE LTD.; SPHINX CONVERTIBLE ARBITRAGE LTD.; SPHINX CONVERTIBLE ARBITRAGE LTD.; SPHINX CONVERTIBLE ARBITRAGE LTD.; SPHINX ATTEMPTED OF SERVICE DISTRESSED FUND SPC; SPHINX MERGER ARBITRAGE FUND SPC; SPHINX SPECIAL SITUATIONS FUND SPC; SPHINX MACRO FUND SPC; SPHINX LONG/SHORT EQUITY FUND SPC; SPHINX MANAGED FUTURES FUND SPC; SPHINX EQUITY MARKET NEUTRAL FUND SPC; SPHINX CONVERTIBLE ARBITRAGE FUND SPC; SPHINX FIXED INCOME ARBITRAGE FUND SPC; PLUSFUNDS MANAGED ACCESS FUND SPC; LUSFUNDS MANAGED ACCESS FUND SPC LTD.; KENNETH M. KRYS and CHRISTOPHER STRIDE as assignees of claims assigned by MIAMI CHILDREN'S HOSPITAL FOUNDATION, OFI, GREEN & SMITH INVESTMENT MANAGEMENT LLC, THALES FUND MANAGEMENT LLC, KELLNER DILEO & CO., LLC, MARTINGALE ASSET MANAGEMENT LP, LONGACRE FUND MANAGEMENT LLC, ARNHOLD & S. BLEICHROEDER ADVISERS LLC, PICTET & CIE, RGA AMERICA REINSURANCE COMPANY, DEUTSCHE BANK (SUISSE) SA, ARAB MONETARY FUND, HANSARD	· · · · · · · · · · · · · · · · · · ·	•	Case 110. 00 CV 3000 (GEE)	
SITUATIONS LTD., SPHINX MACRO LTD.; SPHINX LONG/SHORT EQUITY LTD.; SPHINX MANAGED FUTURES LTD.; SPHINX EQUITY MARKET NEUTRAL LTD.; SPHINX CONVERTIBLE ARBITRAGE LTD.; SPHINX FIXED INCOME ARBITRAGE LTD.; SPHINX DISTRESSED FUND SPC; SPHINX MERGER ARBITRAGE FUND SPC; SPHINX MERGER ARBITRAGE FUND SPC; SPHINX MACRO FUND SPC; SPHINX LONG/SHORT EQUITY FUND SPC; SPHINX LONG/SHORT EQUITY FUND SPC; SPHINX ANAGED FUTURES FUND SPC; SPHINX EQUITY MARKET NEUTRAL FUND SPC; SPHINX CONVERTIBLE ARBITRAGE FUND SPC; SPHINX FIXED INCOME ARBITRAGE FUND SPC; PLUSFUNDS MANAGED ACCESS FUND SPC; PLUSFUNDS MANAGED ACCESS FUND SPC; PLUSFUNDS MANAGED ACCESS FUND SPC LTD.; KENNETH M. KRYS and CHRISTOPHER STRIDE as assignees of claims assigned by MIAMI CHILDREN'S HOSPITAL FOUNDATION, OFI, GREEN & SMITH INVESTMENT MANAGEMENT LLC, THALES FUND MANAGEMENT LLC, KELLNER DILEO & CO., LLC, MARTINGALE ASSET MANAGEMENT LLC, ARNHOLD & S. BLEICHROEDER ADVISERS LLC, PICTET & CIE, RGA AMERICA REINSURANCE COMPANY, DEUTSCHE BANK (SUISSE) SA, ARAB MONETARY FUND, HANSARD		•		
SPHINX LONG/SHORT EQUITY LTD.; SPHINX MANAGED FUTURES LTD.; SPHINX EQUITY MARKET NEUTRAL LTD.; SPHINX CONVERTIBLE ARBITRAGE LTD.; SPHINX CONVERTIBLE ARBITRAGE LTD.; SPHINX EXAMPLE INCOME ARBITRAGE LTD.; SPHINX CONVERTIBLE ARBITRAGE LTD.; SPHINX EXAMPLE INCOME ARBITRAGE LTD.; SPHINX EXAMPLE INCOME ARBITRAGE LTD.; SPHINX EXAMPLE INCOME ARBITRAGE FUND SPC; SPHIND SPC; SPHINX MERGER ARBITRAGE FUND SPC; SPHINX MACRO FUND SPC; SPHINX LONG/SHORT EQUITY FUND SPC; SPHINX LONG/SHORT EQUITY FUND SPC; SPHINX EQUITY MARKET FUND SPC; SPHINX EQUITY MARKET FUND SPC; SPHINX EQUITY MARKET SPHINX FIXED INCOME ARBITRAGE FUND SPC; PLUSFUNDS MANAGED ACCESS FUND SPC; PLUSFUNDS MANAGED ACCESS FUND SPC; LTD.; KENNETH M. KRYS and CHRISTOPHER STRIDE as assignees of claims assigned by MIAMI CHILDREN'S HOSPITAL FOUNDATION, OFI, GREEN & SMITH INVESTMENT MANAGEMENT LLC, THALES FUND MANAGEMENT LLC, KELLNER DILEO & CO., LLC, MARTINGALE ASSET MANAGEMENT LP, LONGACRE FUND MANAGEMENT LLC, ARNHOLD & S. BLEICHROEDER ADVISERS LLC, PICTET & CIE, RGA AMERICA REINSURANCE COMPANY, DEUTSCHE BANK (SUISSE) SA, ARAB MONETARY FUND, HANSARD	·	:		
SPHINX MANAGED FUTURES LTD.; SPHINX EQUITY MARKET NEUTRAL LTD.; SPHINX CONVERTIBLE ARBITRAGE LTD.; SPHINX FIXED INCOME ARBITRAGE LTD.; SPHINX DISTRESSED FUND SPC; SPHINX MERGER ARBITRAGE FUND SPC; SPHINX MERGER ARBITRAGE FUND SPC; SPHINX MERGER ARBITRAGE FUND SPC; SPHINX MACRO FUND SPC; SPHINX LONG/SHORT EQUITY FUND SPC; SPHINX MANAGED FUTURES FUND SPC; SPHINX EQUITY MARKET NEUTRAL FUND SPC; SPHINX CONVERTIBLE ARBITRAGE FUND SPC; SPHINX FIXED INCOME ARBITRAGE FUND SPC; PLUSFUNDS MANAGED ACCESS FUND SPC; PLUSFUNDS MANAGED ACCESS FUND SPC; LTD.; KENNETH M. KRYS and CHRISTOPHER STRIDE as assignees of claims assigned by MIAMI CHILDREN'S HOSPITAL FOUNDATION, OFI, GREEN & SMITH INVESTMENT MANAGEMENT LLC, THALES FUND MANAGEMENT LLC, KELLNER DILEO & CO., LLC, MARTINGALE ASSET MANAGEMENT LP, LONGACRE FUND MANAGEMENT LLC, ARNHOLD & S BLEICHROEDER ADVISERS LLC, PICTET & CIE, RGA AMERICA REINSURANCE COMPANY, DEUTSCHE BANK (SUISSE) SA, ARAB MONETARY FUND, HANSARD	i ,	:		
EQUITY MARKET NEUTRAL LTD.; SPHINX CONVERTIBLE ARBITRAGE LTD.; SPHINX FIXED INCOME ARBITRAGE LTD.; SPHINX DISTRESSED FUND SPC; SPHINX MERGER ARBITRAGE FUND SPC; SPHINX MERGER ARBITRAGE FUND SPC; SPHINX MACRO FUND SPC; SPHINX LONG/SHORT EQUITY FUND SPC; SPHINX MANAGED FUTURES FUND SPC; SPHINX EQUITY MARKET NEUTRAL FUND SPC; SPHINX CONVERTIBLE ARBITRAGE FUND SPC; SPHINX FIXED INCOME ARBITRAGE FUND SPC; PLUSFUNDS MANAGED ACCESS FUND SPC; LTD.; KENNETH M. KRYS and CHRISTOPHER STRIDE as assignees of claims assigned by MIAMI CHILDREN'S HOSPITAL FOUNDATION, OFI, GREEN & SMITH INVESTMENT MANAGEMENT LLC, THALES FUND MANAGEMENT LLC, KELLNER DILEO & CO., LLC, MARTINGALE ASSET MANAGEMENT LP, LONGACRE FUND MANAGEMENT LP, LONGACRE FUND MANAGEMENT LLC, ARNHOLD & S. BLEICHROEDER ADVISERS LLC, PICTET & CIE, RGA AMERICA REINSURANCE COMPANY, DEUTSCHE BANK (SUISSE) SA, ARAB MONETARY FUND, HANSARD	•	:		
FIXED INCOME ARBITRAGE LTD.; SPHINX DISTRESSED FUND SPC; SPHINX MERGER ARBITRAGE FUND SPC; SPHINX SPECIAL SITUATIONS FUND SPC; SPHINX MACRO FUND SPC; SPHINX LONG/SHORT EQUITY FUND SPC; SPHINX MANAGED FUTURES FUND SPC; SPHINX MANAGED FUTURES FUND SPC; SPHINX EQUITY MARKET NEUTRAL FUND SPC; SPHINX CONVERTIBLE ARBITRAGE FUND SPC; SPHINX FIXED INCOME ARBITRAGE FUND SPC; PLUSFUNDS MANAGED ACCESS FUND SPC; PLUSFUNDS MANAGED ACCESS FUND SPC LTD.; KENNETH M. KRYS and CHRISTOPHER STRIDE as assignees of claims assigned by MIAMI CHILDREN'S HOSPITAL FOUNDATION, OFI, GREEN & SMITH INVESTMENT MANAGEMENT LLC, THALES FUND MANAGEMENT LLC, KELLNER DILEO & CO., LLC, MARTINGALE ASSET MANAGEMENT LP, LONGACRE FUND MANAGEMENT LLC, ARNHOLD & S. BLEICHROEDER ADVISERS LLC, PICTET & CIE, RGA AMERICA REINSURANCE COMPANY, DEUTSCHE BANK (SUISSE) SA, ARAB MONETARY FUND, HANSARD	,	:		
DISTRESSED FUND SPC; SPHINX MERGER ARBITRAGE FUND SPC; SPHINX SPECIAL SITUATIONS FUND SPC; SPHINX MACRO FUND SPC; SPHINX LONG/SHORT EQUITY FUND SPC; SPHINX MANAGED FUTURES FUND SPC; SPHINX MANAGED FUTURES FUND SPC; SPHINX EQUITY MARKET  NEUTRAL FUND SPC; SPHINX CONVERTIBLE ARBITRAGE FUND SPC; SPHINX FIXED INCOME ARBITRAGE FUND SPC; PLUSFUNDS MANAGED ACCESS FUND SPC, PLUSFUNDS MANAGED ACCESS FUND SPC LTD.; KENNETH M. KRYS and CHRISTOPHER STRIDE as assignees of claims assigned by MIAMI CHILDREN'S HOSPITAL FOUNDATION, OFI, GREEN & SMITH INVESTMENT MANAGEMENT LLC, THALES FUND MANAGEMENT LLC, KELLNER DILEO & CO., LLC, MARTINGALE ASSET MANAGEMENT LP, LONGACRE FUND MANAGEMENT LLC, ARNHOLD & S. BLEICHROEDER ADVISERS LLC, PICTET & CIE, RGA AMERICA REINSURANCE COMPANY, DEUTSCHE BANK (SUISSE) SA, ARAB MONETARY FUND, HANSARD		:	AFFIDAVIT OF	
ARBITRAGE FUND SPC; SPHINX SPECIAL SITUATIONS FUND SPC; SPHINX MACRO FUND SPC; SPHINX LONG/SHORT EQUITY FUND SPC; SPHINX MANAGED FUTURES FUND SPC; SPHINX EQUITY MARKET  NEUTRAL FUND SPC; SPHINX CONVERTIBLE ARBITRAGE FUND SPC; SPHINX FIXED INCOME ARBITRAGE FUND SPC; PLUSFUNDS MANAGED ACCESS FUND SPC; PLUSFUNDS MANAGED ACCESS FUND SPC LTD.; KENNETH M. KRYS and CHRISTOPHER STRIDE as assignees of claims assigned by MIAMI CHILDREN'S HOSPITAL FOUNDATION, OFI, GREEN & SMITH INVESTMENT MANAGEMENT LLC, THALES FUND MANAGEMENT LLC, KELLNER DILEO & CO., LLC, MARTINGALE ASSET MANAGEMENT LP, LONGACRE FUND MANAGEMENT LLC, ARNHOLD & S. BLEICHROEDER ADVISERS LLC, PICTET & CIE, RGA AMERICA REINSURANCE COMPANY, DEUTSCHE BANK (SUISSE) SA, ARAB MONETARY FUND, HANSARD	FIXED INCOME ARBITRAGE LTD.; SPHINX	:	ATTEMPTED OF SERVICE	
SITUATIONS FUND SPC; SPHINX MACRO FUND SPC; SPHINX LONG/SHORT EQUITY FUND SPC; SPHINX MANAGED FUTURES FUND SPC; SPHINX EQUITY MARKET  NEUTRAL FUND SPC; SPHINX CONVERTIBLE ARBITRAGE FUND SPC; SPHINX FIXED INCOME ARBITRAGE FUND SPC; PLUSFUNDS MANAGED ACCESS FUND SPC; PLUSFUNDS MANAGED ACCESS FUND SPC LTD.; KENNETH M. KRYS and CHRISTOPHER STRIDE as assignees of claims assigned by MIAMI CHILDREN'S HOSPITAL FOUNDATION, OFI, GREEN & SMITH INVESTMENT MANAGEMENT LLC, THALES FUND MANAGEMENT LLC, KELLNER DILEO & CO., LLC, MARTINGALE ASSET MANAGEMENT LP, LONGACRE FUND MANAGEMENT LLC, ARNHOLD & S. BLEICHROEDER ADVISERS LLC, PICTET & CIE, RGA AMERICA REINSURANCE COMPANY, DEUTSCHE BANK (SUISSE) SA, ARAB MONETARY FUND, HANSARD	DISTRESSED FUND SPC; SPHINX MERGER	:		
FUND SPC; SPHINX LONG/SHORT EQUITY FUND SPC; SPHINX MANAGED FUTURES FUND SPC; SPHINX EQUITY MARKET  NEUTRAL FUND SPC; SPHINX CONVERTIBLE ARBITRAGE FUND SPC; SPHINX FIXED INCOME ARBITRAGE FUND SPC; PLUSFUNDS MANAGED ACCESS FUND SPC; PLUSFUNDS MANAGED ACCESS FUND SPC LTD.; KENNETH M. KRYS and CHRISTOPHER STRIDE as assignees of claims assigned by MIAMI CHILDREN'S HOSPITAL FOUNDATION, OFI, GREEN & SMITH INVESTMENT MANAGEMENT LLC, THALES FUND MANAGEMENT LLC, KELLNER DILEO & CO., LLC, MARTINGALE ASSET MANAGEMENT LP, LONGACRE FUND MANAGEMENT LLC, ARNHOLD & S. BLEICHROEDER ADVISERS LLC, PICTET & CIE, RGA AMERICA REINSURANCE COMPANY, DEUTSCHE BANK (SUISSE) SA, ARAB MONETARY FUND, HANSARD	ARBITRAGE FUND SPC; SPHINX SPECIAL	:		
FUND SPC; SPHINX MANAGED FUTURES FUND SPC; SPHINX EQUITY MARKET  NEUTRAL FUND SPC; SPHINX  CONVERTIBLE ARBITRAGE FUND SPC; SPHINX FIXED INCOME ARBITRAGE FUND  SPC; PLUSFUNDS MANAGED ACCESS FUND  SPC LTD.; KENNETH M. KRYS and  CHRISTOPHER STRIDE as assignees of claims assigned by MIAMI CHILDREN'S HOSPITAL  FOUNDATION, OFI, GREEN & SMITH INVESTMENT MANAGEMENT LLC, THALES FUND MANAGEMENT LLC, KELLNER  DILEO & CO., LLC, MARTINGALE ASSET  MANAGEMENT LP, LONGACRE FUND  MANAGEMENT LLC, ARNHOLD & S.  BLEICHROEDER ADVISERS LLC, PICTET &  CIE, RGA AMERICA REINSURANCE  COMPANY, DEUTSCHE BANK (SUISSE) SA, ARAB MONETARY FUND, HANSARD	SITUATIONS FUND SPC; SPHINX MACRO	:		
FUND SPC; SPHINX EQUITY MARKET  NEUTRAL FUND SPC; SPHINX  CONVERTIBLE ARBITRAGE FUND SPC;  SPHINX FIXED INCOME ARBITRAGE FUND  SPC; PLUSFUNDS MANAGED ACCESS FUND  SPC LTD.; KENNETH M. KRYS and  CHRISTOPHER STRIDE as assignees of claims  assigned by MIAMI CHILDREN'S HOSPITAL  FOUNDATION, OFI, GREEN & SMITH  INVESTMENT MANAGEMENT LLC, THALES  FUND MANAGEMENT LLC, KELLNER  DILEO & CO., LLC, MARTINGALE ASSET  MANAGEMENT LP, LONGACRE FUND  MANAGEMENT LLC, ARNHOLD & S.  BLEICHROEDER ADVISERS LLC, PICTET &  CIE, RGA AMERICA REINSURANCE  COMPANY, DEUTSCHE BANK (SUISSE) SA,  ARAB MONETARY FUND, HANSARD	FUND SPC; SPHINX LONG/SHORT EQUITY	:		
NEUTRAL FUND SPC; SPHINX CONVERTIBLE ARBITRAGE FUND SPC; SPHINX FIXED INCOME ARBITRAGE FUND SPC; PLUSFUNDS MANAGED ACCESS FUND SPC LTD.; KENNETH M. KRYS and CHRISTOPHER STRIDE as assignees of claims assigned by MIAMI CHILDREN'S HOSPITAL FOUNDATION, OFI, GREEN & SMITH INVESTMENT MANAGEMENT LLC, THALES FUND MANAGEMENT LLC, KELLNER DILEO & CO., LLC, MARTINGALE ASSET MANAGEMENT LP, LONGACRE FUND MANAGEMENT LLC, ARNHOLD & S. BLEICHROEDER ADVISERS LLC, PICTET & CIE, RGA AMERICA REINSURANCE COMPANY, DEUTSCHE BANK (SUISSE) SA, ARAB MONETARY FUND, HANSARD		:		
CONVERTIBLE ARBITRAGE FUND SPC; SPHINX FIXED INCOME ARBITRAGE FUND SPC; PLUSFUNDS MANAGED ACCESS FUND SPC LTD.; KENNETH M. KRYS and CHRISTOPHER STRIDE as assignees of claims assigned by MIAMI CHILDREN'S HOSPITAL FOUNDATION, OFI, GREEN & SMITH INVESTMENT MANAGEMENT LLC, THALES FUND MANAGEMENT LLC, KELLNER DILEO & CO., LLC, MARTINGALE ASSET MANAGEMENT LP, LONGACRE FUND MANAGEMENT LLC, ARNHOLD & S. BLEICHROEDER ADVISERS LLC, PICTET & CIE, RGA AMERICA REINSURANCE COMPANY, DEUTSCHE BANK (SUISSE) SA, ARAB MONETARY FUND, HANSARD		:		
SPHINX FIXED INCOME ARBITRAGE FUND SPC; PLUSFUNDS MANAGED ACCESS FUND SPC LTD.; KENNETH M. KRYS and CHRISTOPHER STRIDE as assignees of claims assigned by MIAMI CHILDREN'S HOSPITAL FOUNDATION, OFI, GREEN & SMITH INVESTMENT MANAGEMENT LLC, THALES FUND MANAGEMENT LLC, KELLNER DILEO & CO., LLC, MARTINGALE ASSET MANAGEMENT LP, LONGACRE FUND MANAGEMENT LLC, ARNHOLD & S. BLEICHROEDER ADVISERS LLC, PICTET & CIE, RGA AMERICA REINSURANCE COMPANY, DEUTSCHE BANK (SUISSE) SA, ARAB MONETARY FUND, HANSARD	,	:		
SPC; PLUSFUNDS MANAGED ACCESS FUND SPC LTD.; KENNETH M. KRYS and CHRISTOPHER STRIDE as assignees of claims assigned by MIAMI CHILDREN'S HOSPITAL FOUNDATION, OFI, GREEN & SMITH INVESTMENT MANAGEMENT LLC, THALES FUND MANAGEMENT LLC, KELLNER DILEO & CO., LLC, MARTINGALE ASSET MANAGEMENT LP, LONGACRE FUND MANAGEMENT LLC, ARNHOLD & S. BLEICHROEDER ADVISERS LLC, PICTET & CIE, RGA AMERICA REINSURANCE COMPANY, DEUTSCHE BANK (SUISSE) SA, ARAB MONETARY FUND, HANSARD	,	:		
SPC LTD.; KENNETH M. KRYS and CHRISTOPHER STRIDE as assignees of claims assigned by MIAMI CHILDREN'S HOSPITAL FOUNDATION, OFI, GREEN & SMITH INVESTMENT MANAGEMENT LLC, THALES FUND MANAGEMENT LLC, KELLNER DILEO & CO., LLC, MARTINGALE ASSET MANAGEMENT LP, LONGACRE FUND MANAGEMENT LLC, ARNHOLD & S. BLEICHROEDER ADVISERS LLC, PICTET & CIE, RGA AMERICA REINSURANCE COMPANY, DEUTSCHE BANK (SUISSE) SA, ARAB MONETARY FUND, HANSARD	·	:		
CHRISTOPHER STRIDE as assignees of claims assigned by MIAMI CHILDREN'S HOSPITAL FOUNDATION, OFI, GREEN & SMITH INVESTMENT MANAGEMENT LLC, THALES FUND MANAGEMENT LLC, KELLNER DILEO & CO., LLC, MARTINGALE ASSET MANAGEMENT LP, LONGACRE FUND MANAGEMENT LLC, ARNHOLD & S. BLEICHROEDER ADVISERS LLC, PICTET & CIE, RGA AMERICA REINSURANCE COMPANY, DEUTSCHE BANK (SUISSE) SA, ARAB MONETARY FUND, HANSARD	-	:		
assigned by MIAMI CHILDREN'S HOSPITAL  FOUNDATION, OFI, GREEN & SMITH  INVESTMENT MANAGEMENT LLC, THALES  FUND MANAGEMENT LLC, KELLNER  DILEO & CO., LLC, MARTINGALE ASSET  MANAGEMENT LP, LONGACRE FUND  MANAGEMENT LLC, ARNHOLD & S.  BLEICHROEDER ADVISERS LLC, PICTET &  CIE, RGA AMERICA REINSURANCE  COMPANY, DEUTSCHE BANK (SUISSE) SA,  ARAB MONETARY FUND, HANSARD	1	:		
FOUNDATION, OFI, GREEN & SMITH INVESTMENT MANAGEMENT LLC, THALES FUND MANAGEMENT LLC, KELLNER  DILEO & CO., LLC, MARTINGALE ASSET  MANAGEMENT LP, LONGACRE FUND  MANAGEMENT LLC, ARNHOLD & S.  BLEICHROEDER ADVISERS LLC, PICTET &  CIE, RGA AMERICA REINSURANCE  COMPANY, DEUTSCHE BANK (SUISSE) SA,  ARAB MONETARY FUND, HANSARD		:		
INVESTMENT MANAGEMENT LLC, THALES  FUND MANAGEMENT LLC, KELLNER  DILEO & CO., LLC, MARTINGALE ASSET  MANAGEMENT LP, LONGACRE FUND  MANAGEMENT LLC, ARNHOLD & S.  BLEICHROEDER ADVISERS LLC, PICTET &  CIE, RGA AMERICA REINSURANCE  COMPANY, DEUTSCHE BANK (SUISSE) SA,  ARAB MONETARY FUND, HANSARD		:		
FUND MANAGEMENT LLC, KELLNER  DILEO & CO., LLC, MARTINGALE ASSET  MANAGEMENT LP, LONGACRE FUND  MANAGEMENT LLC, ARNHOLD & S.  BLEICHROEDER ADVISERS LLC, PICTET &  CIE, RGA AMERICA REINSURANCE  COMPANY, DEUTSCHE BANK (SUISSE) SA,  ARAB MONETARY FUND, HANSARD	1	:		
DILEO & CO., LLC, MARTINGALE ASSET  MANAGEMENT LP, LONGACRE FUND  MANAGEMENT LLC, ARNHOLD & S.  BLEICHROEDER ADVISERS LLC, PICTET &  CIE, RGA AMERICA REINSURANCE  COMPANY, DEUTSCHE BANK (SUISSE) SA,  ARAB MONETARY FUND, HANSARD	·	:		
MANAGEMENT LP, LONGACRE FUND  MANAGEMENT LLC, ARNHOLD & S.  BLEICHROEDER ADVISERS LLC, PICTET & :  CIE, RGA AMERICA REINSURANCE :  COMPANY, DEUTSCHE BANK (SUISSE) SA,  ARAB MONETARY FUND, HANSARD :	· ·	:		
MANAGEMENT LLC, ARNHOLD & S.  BLEICHROEDER ADVISERS LLC, PICTET & : CIE, RGA AMERICA REINSURANCE : COMPANY, DEUTSCHE BANK (SUISSE) SA, ARAB MONETARY FUND, HANSARD :	· ·	:		
BLEICHROEDER ADVISERS LLC, PICTET & : CIE, RGA AMERICA REINSURANCE : COMPANY, DEUTSCHE BANK (SUISSE) SA, ARAB MONETARY FUND, HANSARD :	1	:		
CIE, RGA AMERICA REINSURANCE : COMPANY, DEUTSCHE BANK (SUISSE) SA, : ARAB MONETARY FUND, HANSARD :	· ·			
COMPANY, DEUTSCHE BANK (SUISSE) SA, : ARAB MONETARY FUND, HANSARD :	·			
ARAB MONETARY FUND, HANSARD :	1	•		
	1	•		
	,	•		

ADVISORS LLC, GABELLI SECURITIES, INC., CITCO GLOBAL CUSTODY; and JAMES P. SINCLAIR as Trustee of the SPHINX TRUST.

Plaintiffs,

## -against-

CHRISTOPHER SUGRUE; MARK KAVANAGH; BRIAN OWENS; PRICEWATERHOUSECOOPERS L.L.P.; MARI FERRIS; PRICEWATERHOUSECOOPERS CAYMAN ISLANDS; GIBSON, DUNN & CRUTCHER LLP; REFCO ALTERNATIVE INVESTMENTS LLC: GRANT THORNTON LLP; MARK RAMLER; ERNST & YOUNG U.S. LLP; MAYER BROWN LLP f/k/a MAYER BROWN ROWE & MAW LLP; JOSEPH COLLINS; EDWARD S. BEST; PAUL KOURY: PHILLIP R. BENNETT; ROBERT C. TROSTEN: TONE GRANT; SANTO MAGGIO; THOMAS HACKL; DENNIS KLEJNA; BAWAG P.S.K. BANK FUR ARBEIT UND WIRTSCHAFT UND OSTERREICHISCHE POSTPARKASSE AKTIENGESELLSCHAFT; JP MORGAN CHASE & CO.; **CREDIT SUISSE SECURITIES** (USA) LLC f/k/a CREDIT SUISSE FIRST BOSTON LLC; BANC OF AMERICA SECURITIES LLC; THOMAS H. LEE PARTNERS, L.P.; THOMAS H. LEE ADVISORS, LLC; THL MANAGERS V, LLC; THL EQUITY ADVISORS V, L.P.; THOMAS H. LEE EQUITY FUND V, L.P.; THOMAS H. LEE PARALLEL FUND V, L.P.; THOMAS H. LEE EQUITY (CAYMAN) FUND V, L.P.; THOMAS H. LEE INVESTORS LIMITED PARTNERSHIP: 1997 THOMAS H. LEE NOMINEE TRUST; THOMAS H. LEE; DAVID V. HARKINS; SCOTT L. JAECKEL; SCOTT A. SCHOEN; WILLIAM T. PIGOTT; LIBERTY CORNER CAPITAL STRATEGIES, LLC; EMF FINANCIAL PRODUCTS LLC; EMF CORE FUND LTD.; DELTA FLYER FUND LLC; ERIC M. FLANAGAN; INGRAM MICRO, INC.; CIM VENTURES, INC.; BECKENHAM TRADING CO., INC.; ANDREW KRIEGER; COAST ASSET MANAGEMENT, LLC, f/k/a COAST ASSET MANAGEMENT LP: CS LAND

MANAGEMENT LLC; CHRISTOPHER
PETTIT; and REFCO GROUP HOLDINGS,
INC.; and REFCO ASSOCIATES, INC.,

Defendants

STATE OF NEW YORK )

S.S.:

COUNTY OF NEW YORK)

DARRYL A. GREEN, being duly sworn, deposes and says that he is over the age of eighteen years, is employed by the attorney service, DLS, INC., and is not a party to this action.

That on the 10<sup>th</sup> day of April 2008, at approximately 8:50 p.m., deponent attempted to serve a true copy of the A Federal Summons issued in Civil Actions 08-cv-3065 and 08-cv-3086, A Notice of Removal Filed by Defendant BAWAG, 08-cv-3065, A Notice of Removal Filed by various Defendants, 08-cv-3086, The Summons and Complaint for the Action Commenced in New York Supreme Court, Plaintiff's Statement Pursuant to Bankruptcy Rule 9027, 07-md-1902 and 08-cv-3065, Plaintiffs' Statement Pursuant to Bankruptcy Rule 9027, 07-md-1902 and 08-cv-3086, A Notice of Appearance for David Molton, 07-md-1902 and 08-cv-3065, A Notice of Appearance for Andrew Dash, 07-md-1902 and 08-cv-3086, A Notice of Appearance for Andrew Dash, 07-md-1902-and 08-cv-3086 and Plaintiffs' Demand for Jury Trial, 08-cv-3065, 08-cv-3086 upon Phillip R. Bennett at 1001 Park Avenue, New York, NY 10028. No answer was received when the doorman called the apartment and he confirmed the address.

That on the 12<sup>th</sup> day of April 2008, at approximately 9:11 a.m., deponent again attempted to serve a true copy of the A Federal Summons issued in Civil Actions 08-cv-3065 and 08-cv-3086, A Notice of Removal Filed by Defendant BAWAG, 08-cv-3065, A Notice of Removal Filed by various Defendants, 08-cv-3086, The Summons and Complaint for the Action Commenced in New York Supreme Court, Plaintiff's Statement Pursuant to Bankruptcy Rule 9027, 07-md-1902 and 08-cv-3065, Plaintiffs' Statement Pursuant to Bankruptcy Rule 9027, 07-md-1902 and 08-cv-3066, A Notice of Appearance for David Molton, 07-md-1902 and 08-cv-3065, A Notice of Appearance for David

Molton, 07-md-1902 and 08-cv-3086, A Notice of Appearance for Andrew Dash, 07-md-1902-and 08-cv-3086a and Plaintiffs' Demand for Jury Trial, 08-cv-3065, 08-cv-3086 upon Phillip R. Bennett at 1001 Park Avenue, New York, NY 10028, again no answer was received when the doorman called the apartment.

11.

• (I)

DARRYL A GREEN #0866535

Sworn to before me this 17<sup>th</sup> day of April 2008

JONATHAN T. RIPPS
Notary Public, Julie of New York
NO. 07 U6109718

Cualified in Rockland County

C. ... cate Filed in New York County

Commission Expires May 17, 20\_\_(

NOTARY PUBLIC